

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 98 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE A.K.TRIVEDI

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1. Whether Reporters of Local Papers may be allowed
to see the judgements? Yes
 2. To be referred to the Reporter or not?
 3. Whether Their Lordships wish to see the fair copy
of the judgement?
 4. Whether this case involves a substantial question
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge?
2 to 5 No

KANUBHAI BHANABHAI

Versus

STATE OF GUJARAT

Appearance:

THROUGH JAIL for Petitioner

Mrs. B.R. Gajjar, APP for Respondent No. 1, 2, 3

MR PJ KANABAR for Respondent No. 4

CORAM : MR.JUSTICE A.K.TRIVEDI

Date of decision: 23/03/98

ORAL JUDGEMENT

Rule. Learned APP Mrs.B.R.Gajjar waives service
of rule on behalf of Respondents No.1 to 3 and Mr. P.J.
Kanabar, learned Advocate waives service of Rule on
behalf of Respondent No.4.

2. The petitioner a convict undergoing life imprisonment at Sabarmati Jail has addressed a letter dated 29.1.1998, which has been treated as petition and on the basis of which, show cause notice was issued to learned APP. As per the direction given vide earlier order dated 16th February, 1998, the learned APP has produced on record the report made by the Circle Police Inspector, Amreli. The Circle Police Inspector has recorded various statements of the persons. In respect to the complaints made by the petitioner in his letter against one Laxman Shamji Bhalala, who is alleged to have been harassing the wife of the present petitioner, the Circle Inspector has recorded the statement of Radhaben, wife of the present petitioner and on perusal of the statement it shows that she has not made any complaint as alleged by the petitioner in the complaint. In consideration of the said statement, in my opinion, nothing remains to be done in respect to the complaint made by the petitioner.

On the basis of the above stated discussion, the petition stands disposed of. Rule is discharged accordingly. No order as to costs.

p.n.nair